IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.37037 of 2008
SANJAY YADAV
Versus
STATE OF BIHAR
with
Cr.Misc. No.41901 of 2008
BINHA YADAV @ BINOD YADAV
Versus
STATE OF BIHAR
---
For the petitioner: Mr. Bimal Kumar
=====

3. 22.12.2008 Petitioners in both the applications are accused in a case under sections 302/34 of the Penal Code and 27 of the Arms Act.

Petitioner Sanjay Yadav is the assailant and he is in jail custody since 13.7.2007.His prayer for bail is rejected.

The court below (Chief Judicial Magistrate) is directed to commit the case to the court of sessions if not already committed and thereafter the trial court should frame the charge and proceed with the trial and conclude the same as early as possible in any case within nine month from the date of commitment.

So far petitioner Binha Yadav @ Binod Yadav is concerned, he is not named in the First Information Report.

Accordingly petitioner (Binha Yadav @ Binod Yadav) of Cr.Misc.no. 41901/08 is directed

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to be released on bail on furnishing bail bond of Rs. 5,000/- (five thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Katihar in Manihari P.S. case no. 79 of 2007.

**(V.N.Sinha,J)**

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